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SOAH DOCKET NO. 473-21-0538
PUC DOCKET NO. 51415

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APPLICATION OF SOUTHWESTERN § BEFORE THE STATE OFFICE
ELECTRIC POWER COMPANY FOR § OF
AUTHORITY TO CHANGE RATES § ADMINISTRATIVE HEARINGS

**SOAH ORDER NO. 5
ADOPTING JOINT PROPOSED PROCEDURAL SCHEDULE REGARDING RATE
CASE EXPENSES; GRANTING APPEALS AND MOTIONS TO CONSOLIDATE RATE
ACTIONS**

**I. JOINT PROPOSED PROCEDURAL SCHEDULE REGARDING RATE CASE
EXPENSES**

On March 31, 2021, a group of active parties in this case filed a Joint Proposed Procedural Schedule Regarding Rate Case Expenses (Motion) to supplement the existing procedural schedule in this case.¹ The revisions to the current procedural schedule set out below, as proposed by the parties, are **ADOPTED**. In so doing, the Administrative Law Judges assume from context that the intent of the deadline stated for May 5, 2021, means “Supplemental Direct Testimony by Intervenors and Staff on Rate Case Expenses.” If this assumption is not correct, the parties **SHALL** file a pleading within ten days of the date of this order indicating which parties are filing supplemental direct testimony on May 5, 2021.²

CARD Rate Case Expense Testimony and SWEPCO Supplemental Rate Case Expense Report	April 8, 2021
Supplemental Direct Testimony on Rate Case Expenses	May 5, 2021
SWEPCO and CARD Supplemental Rebuttal Testimony on Rate Case Expenses	May 12, 2021

¹ These parties state in the Motion that no other intervenors expressed a position regarding the filing of rate case expense updates and testimony.

² If this assumption is correct, the parties do not need to file a clarifying pleading. The Administrative Law Judges understand that CARD is an intervenor in this case, but the term “Intervenors” in this order refers to all intervenors other than CARD, which is governed by different deadlines for rate case expenses.

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II. APPEALS OF MUNICIPAL DECISIONS

On March 17, 2021, Southwestern Electric Power Company (SWEPCO) filed its Fifth Petition for Review of Municipal Decisions and Motion to Consolidate (Fifth Petition). In its Fifth Petition, SWEPCO states that: (1) the City of Mount Vernon timely denied SWEPCO's request to change rates; and (2) the cities of Bloomburg, Daingerfield, Gilmer, Longview, and New London suspended SWEPCO's requested rate change, but then failed to act on the rate request prior to the expiration of the suspension period.

On March 30, 2021, SWEPCO filed its Sixth Petition for Review of Resolutions and Motion to Consolidate (Sixth Petition). In its Sixth Petition, SWEPCO states that the cities of: (1) Maud, Gladewater, and Marshall timely denied SWEPCO's request to change rates; and (2) Hallsville and Mount Enterprise suspended SWEPCO's requested rate change, but then failed to act on the rate request prior to the expiration of the suspension period.

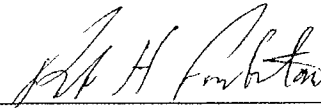
SWEPCO states that its appeals of the actions or inactions by the listed cities involve issues of law and fact common to those involved in this docket, and a separate hearing of these appeals and this docket would result in unwarranted expenses, delay, or substantial injustice. SWEPCO therefore requests issuance of an order that consolidates these appeals into this docket.

For good cause shown, SWEPCO's Fifth and Sixth Petitions to appeal the decisions or lack of timely action by the City of Mount Vernon and the cities of Bloomburg, Daingerfield, Gilmer, Longview, New London, Maud, Gladewater, Hallsville, and Mount Enterprise are **GRANTED**. These appeals are **CONSOLIDATED** for review into this docket.

SIGNED April 5, 2021.



STEVEN H. NEINAST
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS



ROBERT H. PEMBERTON
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS